

BILL NO. S-75-04-01

SPECIAL ORDINANCE NO. S- 59-75

AN ORDINANCE approving a certain bid document
for purchase of tractors for Park Maintenance

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. A certain bid document Ref. 640 dated March 20, 1975
between the City of Fort Wayne, by and through its Mayor and the Board of Park
Commissioners and ALLEN COUNTY TRACTOR, for:

1	1973 -3000 Ford Tractor	\$3,996.00
1	1973-400 Ford Tractor	<u>4,765.00</u>
		\$8,761.00

as more specifically set forth on said bid document Ref. No. 640 and Purchase
Order No. 3-30404, which are on file in the office of the Department of Pur-
chasing, and are by reference incorporated herein and made a part hereof,
are hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from
and after its passage and approval by the Mayor.

Lillian G. Schmidt
Councilman

APPROVED AS TO FORM
AND LEGALITY

John B. C.
CITY ATTORNEY

Read the first time in full and on motion by V Schmidt, seconded by Graus, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: 4/8/75 Charles W. Whittemore
CITY CLERK

Read the third time in full and on motion by V Schmidt, seconded by Hinga, and duly adopted, placed on its passage. Passed (lost) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT
TOTAL VOTES	<u>8</u>	<u>0</u>		<u>1</u>	
BURNS	<u>X</u>				
HINGA	<u>X</u>				
KRAUS	<u>X</u>				
MOSES				<u>X</u>	
NUCKOLS	<u>X</u>				
SCHMIDT, D.	<u>X</u>				
SCHMIDT, V.	<u>X</u>				
STIER	<u>X</u>				
TALARICO	<u>X</u>				

DATE: 4/22/75 Charles W. Whittemore
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. A-59-75 on the 23rd day of April, 1975.

ATTEST: (SEAL) James S. Stier
Charles W. Whittemore CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of April, 1975, at the hour of 10:00 o'clock A. M., E.S.T.

Charles W. Whittemore
CITY CLERK

Approved and signed by me this 23rd day of April, 1975, at the hour of 2:00 o'clock P. M., E.S.T.

James S. Stier
MAYOR

Bill No. S-75-04-01

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance
approving a certain bid document for purchase of tractors for Park
Maintenance

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

Vivian G. Schmidt - Chairman

William T. Ringa - Vice-Chairman

John Nuckols

Winfield C. Moses, Jr.

Paul M. Burns

Vivian G. Schmidt
William T. Ringa
John Nuckols
Winfield C. Moses Jr.
Paul M. Burns

DATE

4-22-75

CHARLES W. WESTERMAN, CITY CLERK

MEMO FROM PURCHASING DEPARTMENT

March 31, 1975

Board of Park Department
8th Flr., City-County Bldg.
One Main St., Ft. Wayne, Indiana
Attn: Dennis Noak

Subject: Bid Ref. #640

Attached is a copy of the successful bidder.

Allen County Tractor (P.O. #3-30404

1 1973 Ford Utility Tractor-----	\$3996.00
1 1973 Ford Utility Tractor-----	\$4765.00
TOTAL-----	\$8761.00

Tabulation sheet is attached.

Please prepare for Council.

CITY OF FORT WAYNE

DEPARTMENT OF PURCHASES
NUMBER ONE EAST MAIN STREET
ROOM 470
FORT WAYNE, INDIANA 46802

MAIL ALL CORRESPONDENCE, CLAIM VOUCHERS ETC. TO:

Board of Park Commissioners

8th Flr., City-Counth Bldg.

One Main St., Ft. Wayne, Indiana

Allen County Tractor
4625 Speedway
Ft. Wayne, Indiana

DELIVER TO:-

DEPARTMENT
OR DIVISION

Lawton Park

1900 N. Clinton St., Ft. Wayne, Indiana

ADDRESS

CASH DISCOUNT TERMS

% IF PAID WITHIN

DAYS FROM DELIVERY AND

ACCEPTANCE OF GOODS OR PERFORMANCE OF SERVICES. (DEDUCTION FOR DISCOUNT SHOWN BELOW)

PURCHASE ORDER NUMBER

3- 30404

DATE March 31, 1975

REF. NO.

REQ. NO. 02220

THE ABOVE INFORMATION MUST APPEAR ON
ALL INVOICES, BILLS OF LADING, DELIVERY
TICKETS, PACKAGES AND CORRESPONDENCE.
INVOICE IN DUPLICATE.

THIS PURCHASE ORDER ISSUED BY:

DEPT. DP

DATE
WANTED

APPROPRIATION
AND FUND
NUMBER

850-7-722

QUANTITY ORDERED	UNIT	MATERIALS, SUPPLIES OR SERVICES	UNIT PRICE	AMOUNT
		TAX EXEMPT (UNLESS OTHERWISE INDICATED)		
1		1973 3000 Ford #31013C Ser. 397718 (Tractor)		3996.00
1		1973 400 Ford #41416E tractor Serial 386818		4765.00 \$8761.00
		Per Bid Ref. #640		
		RB/1e		

COMPLIANCE WITH
THE DELIVERY DATE
REQUESTED WILL A-
VOID "FOLLOW UP"
CORRESPONDENCE.

NOTE



READ

INSTRUCTIONS ON
THE BACK OF THIS

ORDER

THE CONTRACTOR OR
VENDOR, BY ACCEPT-
ING THIS ORDER, A-
GREETO THE GEN-
ERAL CONDITIONS AND
TERMS OF AGREEMENT
ON THE BACK OF THIS
ORDER.

UNLESS OTHERWISE
INDICATED THE PRICES
SHOWN INCLUDE ALL
CHARGES FOR DELIV-
ERY, PACKING, ETC.,
NECESSARY TO COM-
PLETE DELIVERY TO
DESTINATION SPECI-
FIED.

UNLESS OTHERWISE
INDICATED THE PRICES
SHOWN DO NOT INCLUDE
TAXES OF ANY KIND.

EXEMPTION BLANKS
WILL BE FURNISHED
WHEN NECESSARY.

IND. SALES TAX
EXEMP. CERTIF. NO.
34508

IF THIS ORDER DOES
NOT AGREE WITH YOUR
QUOTATION KINDLY
RETURN IT WITH AN
EXPLANATION.

I HEREBY CERTIFY THAT THE COST OF THE ABOVE PURCHASE IS FULLY COVERED BY UNENCUMBERED BALANCES IN THE ABOVE FUNDS AND THAT THE EXPENDITURE THEREFOR HAS BEEN DULY AUTHORIZED AND APPROPRIATED.

I HEREBY CERTIFY UPON MY OWN PERSONAL KNOWLEDGE THAT THIS ORDER IS AUTHORIZED BY A PROPERLY EXECUTED AND APPROVED REQUISITION ON FILE IN THIS OFFICE.

Edward G. Kannikar—City Controller

Alex T. Demetroff — Director of Purchases

Per

Per

SULATION OF BID:

D REF. 640

OSING DATE 3-20-75

1973 Model 31013C
Ford Utility Tractor

1973 Model 41416E
Ford Utility Tractor

en County Tractor
25 Speedway Drive
rt Wayne, Indiana 46825
Call - 0.16

3996.00

4765.00

Send O. 16.

Warranty 60 days.

100% 60 Day Warranty on Battery

CITY OF FORT WAYNE

DEPARTMENT OF PURCHASES

Number One Main St., Ft. Wayne, Ind. 46802

INVITATION

Quotations, subject to the conditions on the reverse hereof, are requested on the following list of materials, supplies, equipment or services, for the department as mentioned, with delivery to destination as shown below. Quotations shall include all charges for delivery, packing, etc. Address your reply as indicated below.

*Mail all replies and correspondence, etc. to Attn. of A.T. Demetroff - 423-7037 DEPARTMENT OF PURCHASES

Room 470 , Number One Main St., Ft. Wayne, Ind. 46802

REQUIRED FOR DELIVERY TO:

Department
or Division

Board of Park Commissioners
8th Floor - City County Building

Address One Main Street - Fort Wayne, Indiana

RETURN ORIGINAL TO THE CITY—RETAIN DUPLICATE COPY FOR YOUR FILE

Closing

Time of Bids Thursday - March 20, 1975 - 10:00 A.M.

TAXES: THE CITY IS EXEMPT FROM FEDERAL EXCISE AND INDIANA STATE SALES TAX. THE CITY'S INDIANA SALES TAX EXEMPTION CERTIFICATE NUMBER IS NO. 14608. PRICES SHOULD NOT INCLUDE THESE TAXES. See "Instructions to Bidders" No. 10 on reverse hereof for details.

TAX EXEMPT (Unless otherwise indicated)

Quantity	Unit	Materials, Supplies, Equipment or Service	Unit Price	Total Amount
1		1973 Model 31013C Ford Utility Tractor per Attached Specifications		
1		1973 Model 41416E Ford Utility Tractor per Attached Specifications		
<p>The enclosed non-collusion affidavit must be properly executed and returned as part of your bid.</p> <p>Each Bidder must submit a written Affirmative Action Program with his or her bid, or have on file with E.E.O. Office.</p> <p>The award of this bid may be made on either an item by item or on an overall basis, as we determine the most beneficial to the City.</p>				

Bid Bond required ☐ NO ☒ YES 5% Performance Bond ☐ NO ☒ YES
See instruction item No. 16 on reverse side hereof.

Terms % cash discount if paid within days from delivery and acceptance of goods or completion of services.

PROPOSAL OR BID

In compliance with the above invitation for bids and subject to all conditions thereof, the undersigned offers and agrees, if this bid be accepted within a reasonable time from date of closing, to furnish any or all of the items or render such services upon which prices are quoted, in accordance with the specifications applying and at the price set opposite each item.

Delivery of any or all of the items or completion of services indicated shall be made within 10 days from receipt of order.

IMPORTANT

As delivery may be a deciding factor in the award of an order, it is important that bidders furnish the information requested above.

Sign Here:

ALLEN COUNTRY TRACTOR, INC.

Per Bob Mack Name of Company

Title Pres.

Address 4625 SPEEDWAY DR

City FT. WAYNE IN

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA, }
Allen COUNTY } SS:

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting, nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale or contract.

DB. HOLBROCK
DB. Holbrock per.
 Bidder or Agent
 For Allen County Tractor Sales Co.
 Firm or Corporation

Subscribed and sworn to before me this 18TH day of MARCH, 1975

My Commission Expires

7-1-78

David J. Van Gorder

PROPOSAL:

Bid No, 640

In compliance with the foregoing invitation to bid and subject to all of the conditions thereof the undersigned offers and agrees, if this bid is accepted within a reasonable time from date of opening of bids, to enter into a contract in accordance with the prices stated herein.

The Legal Advertisement, General Conditions, Instructions to Bidders, Information for Bidders, Special Conditions, Specifications, and Plans applying form a part of this proposal.

This proposal is supported by the following bid surety as required by law and signatures affixed thereto constitute both a proposal and bid surety executed by the bidder.

BID SURETY (REQUIRED BY LAW):

BOND FORM: (USE THIS BOND FORM—NO ALTERNATE FORM OF BOND WILL BE CONSIDERED).

KNOW ALL MEN BY THESE PRESENTS, THAT we, the undersigned, are held and firmly bound unto the City of Fort Wayne, State of Indiana, in the sum of Five Percent (5%) of the Total Price Bid

..... Dollars, to be paid on demand to said City of Fort Wayne, its successors and assigns for which payment well and truly to be made, we hereby bind ourselves, our heirs, successors, executors, and administrators, jointly and severally firmly by these presents.

The condition of this obligation is such that if the bid or proposal attached hereto and made a part hereof and submitted to the within named division of the City of Fort Wayne or its duly constituted agent, is accepted and a contract awarded to the undersigned bidder and the said bidder shall within ten (10) days after notice of said award enter into a contract with the said City of Fort Wayne, State of Indiana, and shall secure the performance of the same by bond or otherwise as may be required to the satisfaction of the City of Fort Wayne, Indiana then this obligation shall be null and void; otherwise to be in full force and effect.

BID CHECK (ALTERNATE FORM OF SURETY):

If a corporate surety is furnished, it is necessary that a certificate authorizing the "attorney-in-fact" to sign the bond accompanying the same.

Certified ☐

Cashiers ☐ Check No. in the sum of

..... Dollars

on Bank

of

is herewith submitted and deposited in lieu of bond under the same terms and conditions as set forth in the above bond.

Note: If Check is used as Bid Surety—Attach here.

SIGNATURES (BID SURETY AND PROPOSAL):

Witnessed by:

x Anthony J. Van Ginder

OTHER PARTIES INTERESTED IN THIS PROPOSAL

(See 14—Signatures under General Conditions, etc.)

List all Parties if Partnership

BIDDER
AND
PRINCIPAL

ALLEN COUNTY TRACTOR SALES, INC.

Name of Bidder—Print or Type

By *W. H. H. H. H. H.*
Signature of Person Authorized to sign

Title *pres.*

4625 Speedway Drive
Street Name and Number

Fort Wayne, Indiana 46825
City, State and Zip Code

Date *March 20, 1975*

Witnessed by:

YASTE, ZENT & RYE, INC.
Authorized Agents

SURETY

RELIANCE INSURANCE COMPANY

Name of Company — Print or Type

Incorporated *Pennsylvania*
In the State of:

Address *Philadelphia, Pennsylvania*

By *Josephine E. H. H. H.*
Sign on this Line
Attorney-in-fact

Date

By *Anthony J. Van Ginder*

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That the RELIANCE INSURANCE COMPANY, a corporation duly organized under the laws of the State of Pennsylvania, does hereby make, constitute and appoint C. H. Yaste, Arthur C. Frericks, Donald T. Belbutowski, Fred S. Rye, Gerald A. Dahle, Leonard Shirley, Josephine E. Stackhouse, Lane I. Grile, David J. Steffen and Helen F. Pyles, individually, of Fort Wayne, Indiana, its true and lawful Attorney-in-fact, to make execute, seal and deliver for and on its behalf, and as its act and deed any and all bonds and undertakings of Suretyship,

and to bind the RELIANCE INSURANCE COMPANY thereby as fully and to the same extent as if such bonds and undertakings and other writings obligatory in the nature thereof were signed by an Executive Officer of the RELIANCE INSURANCE COMPANY and sealed and attested by one other of such officers, and hereby ratifies and confirms all that its said Attorney(s)-in-fact may do in pursuance hereof.

This Power of Attorney is granted under and by authority of Article VII of the By-Laws of RELIANCE INSURANCE COMPANY which became effective May 11, 1962, which provisions are now in full force and effect, reading as follows:

ARTICLE VII — Execution of Bonds and Undertakings

SECTION 1. The Board of Directors, the President, or any Vice-President or Assistant Vice-President shall have power and authority to: (a) appoint Attorneys-in-fact and to authorize them to execute on behalf of the Company, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof, and (b) to remove any such Attorney-in-fact at any time and revoke the power and authority given to him.

SECTION 2. Attorneys-in-fact shall have power and authority, subject to the terms and limitations of the power of attorney issued to them, to execute and deliver on behalf of the Company, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof. The corporate seal is not necessary for the validity of any bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof.

This power of attorney is signed and sealed by facsimile under and by authority of the following Resolution adopted by the Board of Directors of RELIANCE INSURANCE COMPANY at a meeting held on the 8th day of May, 1959, at which a quorum was present, and said Resolution has not been amended or repealed:

"Resolved, that the signatures of such directors and officers and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached."

IN WITNESS WHEREOF, the RELIANCE INSURANCE COMPANY has caused these presents to be signed by its Vice-President, and its corporate seal to be hereto affixed, this 25th day of February, 1974

RELIANCE INSURANCE COMPANY



Vice President

STATE OF Pennsylvania } ss.
COUNTY OF Philadelphia }

On this 25th day of February, 1974, personally appeared J. H. McDermott

, to me known to be the Vice-President of the RELIANCE INSURANCE COMPANY, and acknowledged that he executed and attested the foregoing instrument and affixed the seal of said corporation thereto, and that Article VII Section 1 and 2 of the By-Laws of said Company, set forth therein, is still in full force.

My Commission Expires:

April 26, 1976

Notary Public in and for State of PennsylvaniaResiding at Philadelphia

I, E. Clyde Wilber, Assistant Secretary of the RELIANCE INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said RELIANCE INSURANCE COMPANY, which is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company this 20th day of March, 1975.



Assistant Secretary

DIGEST SHEETTITLE OF ORDINANCE 8-95-04-01.DEPARTMENT REQUESTING ORDINANCE Park Department

SYNOPSIS OF ORDINANCE An ordinance approving bid documents with
Allen County Tractor for purchase of two (2) utility tractors to
replace tractors destroyed in Foster Golf Barn Fire.

The respective bid was only bid received and is a good bid. Tractors
are in excellent condition and do carry a 60 day warranty.

EFFECT OF PASSAGE will be able to mow grass in parks on a regular
schedule so parks have a good appearance.

EFFECT OF NON-PASSAGE will be unable to mow grass in parks on a
regular schedule.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

\$8,761.00 - Fire InsuranceASSIGNED TO COMMITTEE (J.N.) Finance JH